

REMARKS**Provisional Rejection under the Judicially Created Doctrine of Obviousness-Type****Double Patenting**

Claims 1-21 stand provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over Claims 1-9 of co-pending Application No. 10/726,329. Applicants maintain as both applicants are pending, any action by Applicants with regard to this provisional rejection is premature.

However, Applicants herein file a Terminal Disclaimer in view of Application Serial No. 10/726,329.

Respectfully submitted,

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